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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

FOURTH APPELLATE DISTRICT

DIVISION THREE

THE PEOPLE,

Plaintiff and Respondent,

v.

JUAN CARLOS RUIZ SERNA,

Defendant and Appellant.

G030194

(Super. Ct. No. 97FN2500)

O P I N I O N

Appeal from a judgment of the Superior Court of Orange County, Richard F. Toohey, Judge. Affirmed.

Kevin C. McLean, under appointment by the Court of Appeal, for Defendant and Appellant.

No appearance for Plaintiff and Respondent.

* * *

We appointed counsel to represent appellant on appeal. Counsel filed a brief which set forth the facts of the case. Counsel did not argue against his client, but carefully set forth the facts of the case and conscientiously apprised us of issues he had considered and rejected. He advised us he had found no issues to argue on appellant's behalf. We have examined the record and found no arguable issue. (*People v. Wende* (1979) 25 Cal.3d 436.)

Appellant was given 30 days to file written argument in appellant's own behalf. That period has passed, and we have received no communication from appellant.

The judgment is affirmed.

BEDSWORTH, J.

WE CONCUR:

RYLAARSDAM, ACTING P. J.

O'LEARY, J.